

BEFORE THE DEPARTMENT OF ENVIRONMENTAL QUALITY
OF THE STATE OF MONTANA

In the matter of the amendment of ARM)	NOTICE OF AMENDMENT
17.53.105 pertaining to incorporation by)	
reference of current federal regulations)	(HAZARDOUS WASTE)
into the hazardous waste program)	

TO: All Concerned Persons

1. On October 5, 2006, the Department of Environmental Quality published MAR Notice No. 17-252 regarding a notice of public hearing on the proposed amendment of the above-stated rules at page 2288, 2006 Montana Administrative Register, issue number 19.

2. The department has amended ARM 17.53.105 as proposed, but with the following changes in numbering:

17.53.105 INCORPORATION BY REFERENCE (1) and (2) remain as proposed.

(3) References in this chapter that incorporate 40 CFR 60, 61, 63, 124, 260 through 266, 268, 270, 273, or 279 refer to the version of that publication revised as of July 1, 2006. References in this chapter to 40 CFR 124, 260 through 266, 268, 270, 273, or 279 that incorporate publications refer to the version of the publication as specified at 40 CFR 260.11. Provisions within 40 CFR 60, 61, and 63 that are referenced in 40 CFR 124, 260 through 266, 268, 270, 273, or 279 are also incorporated by reference.

(a) and (b) remain as proposed, but are renumbered (4) and (5).

(4) through (7) remain as proposed, but are renumbered (6) through (9).

3. No public comments or testimony were received.

Reviewed by:

DEPARTMENT OF ENVIRONMENTAL
QUALITY

/s/ David Rusoff
DAVID RUSOFF
Rule Reviewer

By: /s/ Richard H. Oppen
RICHARD H. OPPER
Director

Certified to the Secretary of State, December 11, 2006.